

REMARKS

Claims 1-24 and 26-61 were canceled in the Request for Filing Divisional Application under 37 C.F.R. § 1.53(b), filed herewith. Claim 25 is canceled with this Preliminary Amendment. New claims 62-69 have been added. Consequently, claims 62-69 are pending. The pending claims are drawn to a nucleic acid segment encoding the protein of SEQ ID NO: 247 and correspond to the claimed proteins allowed in parent application Serial No. 09/755,630. Support for the addition of new claims 62-69 can be found in the original claims as filed, as well as in the specification (e.g., Ex. 7 on pp. 62-63; Ex. 12 on pp. 66-67; and Ex. 13 on pp. 67-68).

The specification has been amended to recite the relationship with the parent case, and to add a priority claim to the parent case. The specification has also been amended to incorporate the primer sequence SEQ ID number identifiers on page 74 and page 76. These SEQ ID numbers were inadvertently left out of the original application. No new matter has been added in correcting these sequence identifiers.

A substitute sequence has been included, which adds SEQ ID NOS: 294 and 295. These SEQ ID numbers were inadvertently left out of the originally filed sequence listing. Also enclosed please find a substitute computer readable copy of the “Sequence Listing”, and the Required Sequence Listing Statement under 37 C.F.R. § 1.821(f) and 1.825(b).

Applicants do not believe that any fees are due at this time; however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to this document, the Commissioner is authorized to deduct the fees from Howrey Simon Arnold & White, LLP Deposit Account No. 01-2508/11899.0217.DVUS01.

Respectfully submitted,



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